

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

GABRIEL HAYES,

Plaintiff,

v. 4:10-cv-227

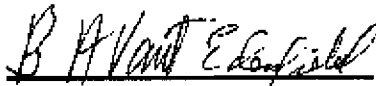
UNITED STATES OF AMERICA,

Defendant.

ORDER

Hayes has moved for a Certificate of Appealability ("COA") and for the right to appeal *in forma pauperis* ("IFP"). See Docs. 26; 27. The Magistrate Judge recommended that the Court dismiss Hayes's § 2255 motion. See Doc. 17 at 12 (Report and Recommendation ("R&R")). The Magistrate Judge also recommended that the Court deny Hayes a COA and the ability to appeal IFP. See *id.* at 13-14. This Court adopted the R&R on October 6, 2011, and dismissed Hayes's case. See Doc. 23. Hayes's present motions are ***DENIED*** for the reasons set forth in the R&R. See Doc. 17 at 13-14.

This 20th day of December 2011.



B. AVANT EDENFIELD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA